

ESTTA Tracking number: **ESTTA9377**

Filing date: **05/27/2004**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

|                                   |   |
|-----------------------------------|---|
| <b>Proceeding</b>                 | 91156629  |
| <b>Party</b>                      | Plaintiff<br>This Little Piggy Wears Cotton.<br>THIS LITTLE PIGGY, LTD.<br>313 PARK AVENUE<br>GLENCOE, IL 60022 |
| <b>Correspondence<br/>Address</b> | Elizabeth A. Linford<br>Koenig & Associates<br>220 East Figueroa Street<br>Santa Barbara, CA 93101              |
| <b>Submission</b>                 | Stipulated/Consent Motion to Extend   |
| <b>Filer's Name</b>               | Kurt Koenig   |
| <b>Filer's e-mail</b>             | Kurt@incip.com,dharms@patentpending.com   |
| <b>Signature</b>                  | /Kurt Koenig/   |
| <b>Date</b>                       | 05/27/2004  |
| <b>Attachments</b>                | MotiontoReschedule.pdf ( 3 pages )  |

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

|                                 |   |                             |
|---------------------------------|---|-----------------------------|
| THIS LITTLE PIGGY WEARS COTTON, | ) | OPPOSITION NO. 91156629     |
|                                 | ) |                             |
| OPPOSER,                        | ) | Serial No. 76/103,090       |
|                                 | ) |                             |
| v.                              | ) | Trademark: APB AMERICAN PIG |
|                                 | ) | BRAND                       |
| AMERICAN PIG, INC. (ASSIGNEE OF | ) |                             |
| THE EITAN HAGLER AND DANIEL     | ) | Filed: August 7, 2000       |
| MARTINEZ PARTNERSHIP),          | ) |                             |
|                                 | ) | Published: October 1, 2002  |
| APPLICANT.                      | ) |                             |

**STIPULATED MOTION TO RESCHEDULE TESTIMONY PERIODS**  
**UNDER RULE 2.121(d)**

In accordance with the Trademark Rules of Practice, the parties have by this motion stipulated to reschedule the testimony periods for the above noted opposition by extending the schedule thirty (30) days as follows:

Testimony period for party in  
position of plaintiff to close  
(opening thirty days prior thereto)

June 27, 2004

Testimony period for party in  
position of defendant to close  
(opening thirty days prior thereto)

August 26, 2004

Rebuttal testimony period to close  
(opening fifteen days prior thereto)

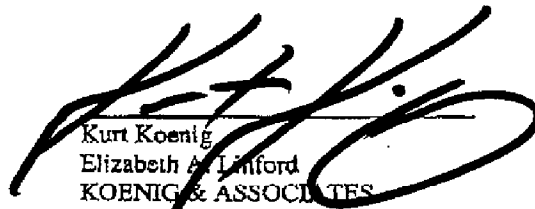
October 10, 2004

The parties are at this time reviewing an almost finalized draft of a settlement agreement which will fully resolve this matter. The parties further agree to extend the time for responding to outstanding discovery requests in the event that an acceptable settlement agreement cannot be reached. This stipulation has been agreed to by counsel for both parties as evidenced by the signatures below. This stipulation is being submitted as one original plus one copy for each party.

Respectfully submitted,


Dated: May 25, 2004

By:

  
Kurt Koenig  
Elizabeth A. Linford  
KOENIG & ASSOCIATES  
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Dated: May 27, 2004

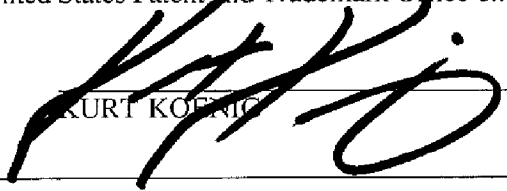
By:

  
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**CERTIFICATE OF TRANSMISSION**

I hereby certify that this correspondence is being transmitted by electronic mail to the United States Patent and Trademark Office on the date shown below.



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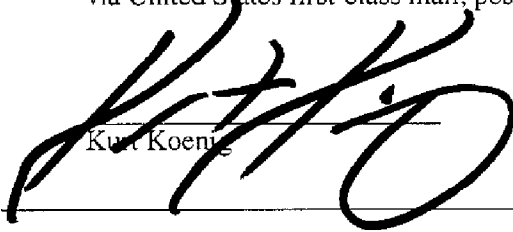
Dated: May 27, 2004

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing "STIPULATED MOTION TO RESCHEDULE TESTIMONY PERIODS UNDER RULE 2.121(d)" was served on:

DONN K. HARMS  
AMERICAN PATENT & TRADEMARK  
LAW CENTER  
12702 VIA CORTINA, SUITE 100  
DEL MAR, CA 92014

via United States first-class mail, postage prepaid, on this 27th day of May, 2004.



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